

WKE
LAW OFFICES
HALEY, BADER & POTTS

4350 NORTH FAIRFAX DR., SUITE 900

ARLINGTON, VIRGINIA 22203-1633

TELEPHONE (703) 841-0808

FAX (703) 841-2345

POST OFFICE BOX 19008

WASHINGTON, D.C. 20036-9008

TELEPHONE

(202) 331-0608

JOHN M. PELKEY
ADMITTED IN D.C. ONLY

ORIGINAL

RECEIVED

JAN 14 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

January 14, 1993

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

DOCKET FILE COPY ORIGINAL
Serial File No.
1114-101

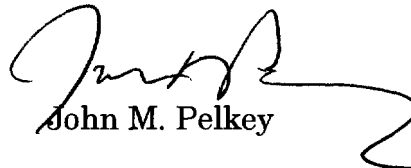
Re: Amendment of Section 73.202(b)
Kennett, Missouri

Dear Ms. Searcy:

Transmitted herewith on behalf of PM Broadcasting, Inc. are an original and four copies of a Petition for Rulemaking.

No filing fee need accompany this Petition. If there are any questions concerning this matter, please contact this office directly.

Sincerely,


John M. Pelkey

JMP/lgs

Enclosure (5)

No. of Copies rec'd 5
LSINBODE

RECEIVED

Before The

Federal Communications Commission [JAN 14 1993]

Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re)
)
Amendment of Section 73.202(b)) MM Docket No. 93-
Table of Allotments,) RM-_____
FM Broadcast Stations)
(Kennett, Missouri))

TO: The Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

PETITION FOR RULEMAKING

PM Broadcasting, Inc. ("PM"), through counsel and pursuant to Section 1.401 of the Commission's rules, 47 C.F.R. § 1.401, hereby petitions the Commission to institute a rulemaking to amend Section 73.202(b) of the Commission's Rules, 47 C.F.R. § 73.202(b), so as to allot Channel 282A to Kennett, Missouri, as that community's second local FM service. In support of this petition, PM states as follows:

1. Kennett, Missouri is an incorporated city of 10,941 persons that grew by 7.8 percent between 1980 and 1990. It is the county seat of Dunklin County, Missouri, the population of which stood at 36,824 persons as of 1987. Kennett has its own municipal government headed by a mayor and a city council. It maintains its own police force with 20 full-time officers and its own fire department with seven full-time and 29

volunteer firefighters. It has a municipal electric company and its own municipal water treatment and distribution plant. It has its own post office and zip code (63857). It is separately listed in the 1990 U.S. Census. It supports a daily newspaper, a Chamber of Commerce, four financial institutions with assets totaling nearly \$356,000,000, and four shopping centers. Despite the growth that Kennett and Dunklin County have been experiencing, Kennett still enjoys but the single FM allocation that it has held ever since the "Table of FM Assignments" was adopted some 30 years ago. *See Revision of FM Broadcast Rules*, (Docket No. 14185), 40 F.C.C. 747 (1963).

2. As is demonstrated in the attached Engineering Statement of R. Lee Wheeler, Channel 282A can be allotted to Kennett as its second local FM service in full compliance with the FM spacing rules by imposing an 11.2 km North site restriction from the Kennett reference coordinates as listed in the National Atlas of the United States of America. No other broadcast station would be affected by this proposal. Operation from anywhere within the entire open area depicted on Exhibit 2 of the Engineering Statement would provide city grade service levels as set forth in Section 73.315 of the Rules.

3. If the Commission amends the FM Table of Allotments as requested herein, PM will promptly file an application for a construction permit and will promptly construct those facilities.

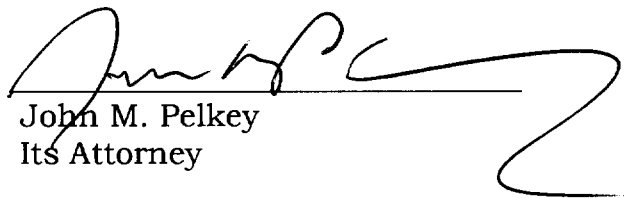
4. A need for additional FM service in Kennett exists. Allotting Channel 282A to Kennett would permit Kennett to receive this additional service. Favorable action on the PM proposal would thus be in the public interest.

For the reasons stated above, the public interest would be served by the allotment of Channel 282A to Kennett, Missouri as its second local FM service. Accordingly, PM respectfully requests the Commission to initiate a rulemaking to amend the FM Table of Allotments as follows:

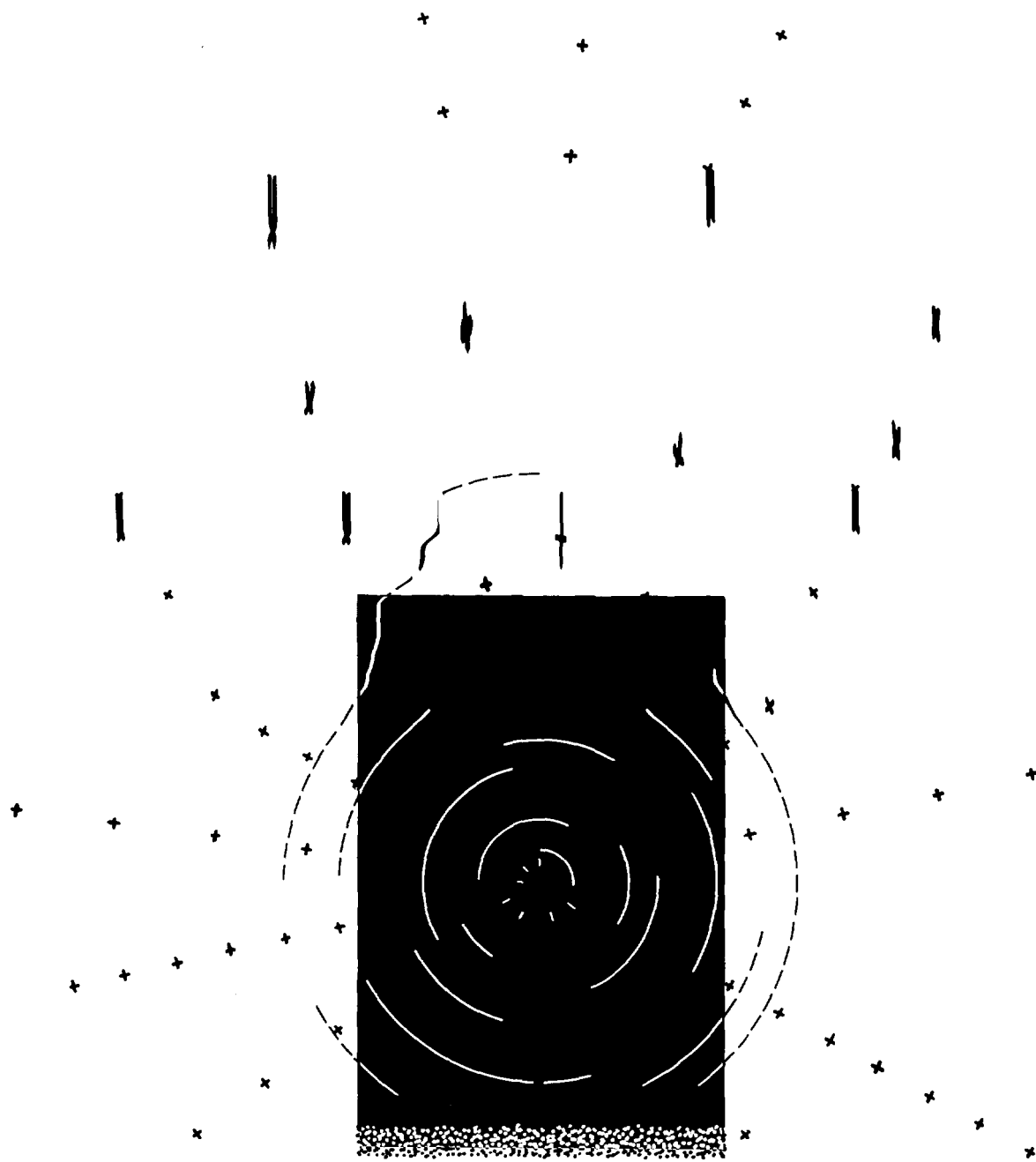
<u>City</u>	<u>Present Allotment</u>	<u>Proposed Allotment</u>
Kennett, MO	255C	255C, 282A

Respectfully submitted,

PM BROADCASTING, INC.

By: 
John M. Pelkey
Its Attorney

HALEY, BADER & POTTS
Suite 900
4350 North Fairfax Drive
Arlington, VA 22203-1633
(703) 841-0606
January 14, 1993



WHEELER
BROADCAST
CONSULTING

PM Broadcasting, Inc.

Proposed Rule Making
Amend the FM Table of Allotments
Add Channel 282 A to Kennett, Missouri



WHEELER BROADCAST CONSULTING

Engineering Statement

This consultant has been retained by PM Broadcasting, Inc. for the purpose of preparing this engineering statement in support of a Proposed Rule Making to amend the FM table of allotments, 47 CFR 73.202 (b), by adding channel 282 A to Kennett, Missouri as its second local FM service.

The coordinates of Kennett, Missouri are listed in the National Atlas of the United States of America as follows:

36° 14' 18" N. Latitude
90° 03' 24" W. Longitude

Exhibit 1, included in this report, is a study of the Commission's November 25, 1992 database which indicates that Channel 282 A can be allocated to Kennett with the imposition of a 11.2 km N. site restriction so as to clear the first adjacent Class C1 allocation in Memphis, Tennessee (WRVR FM).

Exhibit 2, also included in this report, is a copy of the relevant section of the Poplar Bluff (MO / AR) , USGS 1:250,000 topographic map which indicates a wide area in which to locate a suitable transmitting facility. A hypothetical site was selected near the center of the open area at 36° 20' 45" N by 90° 05' 55" W and contours were predicted from the site. The relevant arc of the predicted 70 dbu contour is included in Exhibit 2 which clearly demonstrates that the entire city of Kennett would be illuminated with a signal in excess of 70 dbu as prescribed by 47 CFR 73.315 (a).

Predicted 70 dbu F(50,50) calculations are included as Exhibit 3.

Kennett, Missouri

Kennett, Missouri is located in Dunklin County and has an area of 16.3 square kilometers and a population of 10,941 persons according to the 1990 US Census. Kennett is a growing community, the population increased by 7.8% from 1980 to 1990. Kennett has a Mayor and City Council form of local government, a fire department with 7 full-time and 29 volunteer fire fighters, and a municipal police department with 20 full-time officers. Kennett Missouri has numerous commercial services and local development organizations including a City / County Industrial Development Council, a Chamber of Commerce, 4 financial institutions with assets of nearly \$356,000,000, a Post Office with its own zip code (63857), a daily newspaper, 4 shopping centers, and a public library which contains some 148,624 volumes. Kennett also has a municipal electric company as well as a 3,000,000 gallon per day municipal water treatment and distribution plant.

Certification

All information contained in this report is true and accurate to the best of my belief. Having had numerous matters before the Commission, my qualifications are a matter of record.

12/30/92
Date

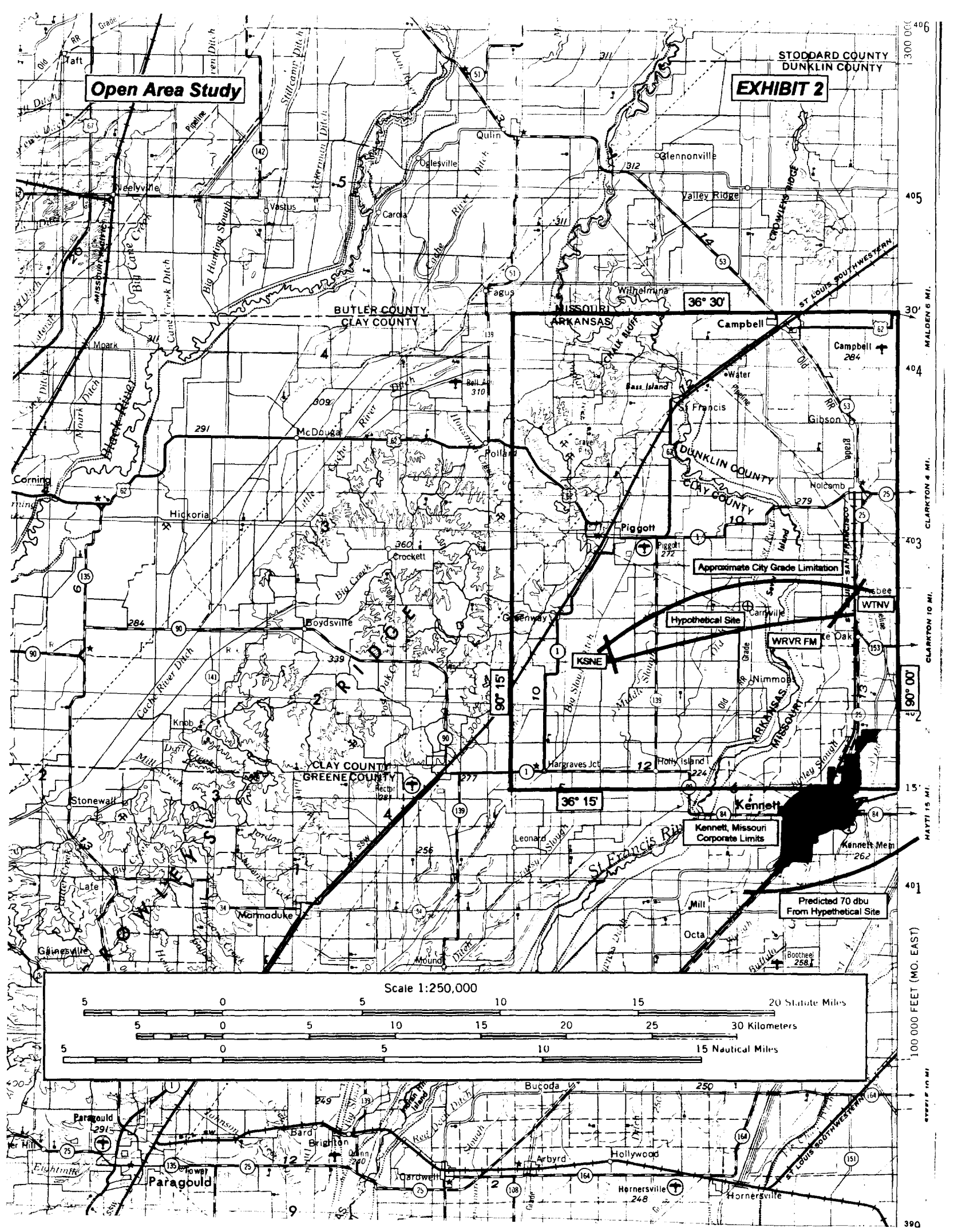

R. Lee Wheeler

WHEELER BROADCAST CONSULTING
3718 W. 52nd Terrace - Shawnee Mission KS. 66205

Kennett Missouri Allocation
Channel 282 - A 104.3 MHz

REFERENCE		CLASS A	DISPLAY DATES
36 20 45 N			DATA 11-25-92
90 05 55 W		Current rules spacings	SEARCH 12-30-92
----- CHANNEL 282 -104.3 MHz -----			

CALL TYPE	CH# LAT	CITY LNG	STATE PWR	BEAR' HT	D-KM D-Mi	R-KM R-Mi	MARGIN (KM)
WRVRFM	283C1	Memphis	TN	169.3	134.50	133.0	1.50 <
LI CN	35 09 17	89 49 20	100.000 kW	229M	83.6	82.7	
		Keymarket Communications			BLH6379		
WTNV	281C1	Jackson	TN	124.2	138.06	133.0	5.06
LI DEN	35 38 46	88 49 57	100.000 kW	201M	85.8	82.7	
		Currey Broadcasting Corporati			BLH7816		
KSNE	282C	Marshall	AR	257.1	235.93	226.0	9.93
LI CN	35 52 17	92 39 10	100.000 kW	310M	146.6	140.5	
		Marshall Broadcasting Corpora			BLH900612KC		
KDXY	285A	Paragould	AR	226.5	53.44	31.0	22.44
LI CN	36 00 52	90 31 47	3.000 kW	78M	33.2	19.3	
		North Arkansas Radio Co., Inc			BLH5344		
>*To channel 285C3 Lake City, Arkansas Per D90-321							
ALOPEN	285C3	Lake City	AR	218.4	69.04	42.0	27.04
AL N	35 51 30	90 34 30	0.000 kW	0M	42.9	26.1	
		90-321					
>From channel 285A Paragould, Arkansas Per D90-321							
>Site Restricted-Effective 7-19-91-Rsvd For KDXY Per D90-90-321							
KDXY.A	285C3	Lake City	AR	216.0	71.47	42.0	29.47
AP CN	35 49 29	90 33 54	13.500 kW	137M	44.4	26.1	
		North Arkansas Radio Co., Inc			BPH920716ID		
>From channel 285A Paragould, AR D90-321							
KBKG	228A	Corning	AR	277.8	44.04	10.0	34.04
LI CN	36 24 00	90 35 05	3.000 kW	42M	27.4	6.2	
		Eulis W. Cochran			BLH831115AA		
KQUA.C	281A	Lutesville	MO	7.4	116.12	72.0	44.12
CP CN	37 23 01	89 55 55	1.750 kW	131M	72.2	44.8	
		Lutesville Broadcasting, Inc.			BPH900306MK		
KPOCFM	280A	Pocahontas	AR	264.3	77.29	31.0	46.29
LI CN	36 16 36	90 57 18	3.000 kW	44M	48.0	19.3	
		Scott Media Services			BLH4375		



Predicted Signal Contours:

36 20 45 - Kennett Missouri Allocation

90 05 55 - From Hypothetical Site

ERP = 6 kW, 7.782 dBk		FM - 2-6 Tables			
Radial	HAAT	kW	dBk	Field	70 dBu.5

0 Degr.	99.9M	6.000	7.782	1.000	16.2
45 Degr.	103.7M	6.000	7.782	1.000	16.5
90 Degr.	103.7M	6.000	7.782	1.000	16.5
135 Degr.	105.9M	6.000	7.782	1.000	16.7
180 Degr.	106.3M	6.000	7.782	1.000	16.8
225 Degr.	103.8M	6.000	7.782	1.000	16.5
270 Degr.	91.3M	6.000	7.782	1.000	15.3
315 Degr.	85.1M	6.000	7.782	1.000	14.7

Ave. HAAT= 100.0M,		Ant. COR= 182.9M AMSL			
Other Azimuths:					
163 Degr.	105.9M	6.000	7.782	1.000	16.7
